

REMARKS

Claims 1-15 are pending of which claim 1 is independent. In this Amendment, claims 2, 4, 8-9, 11-12 have been amended to correct typographical errors and claims 5-6 and 13-15 have been amended to change their subject matter to a “computer readable medium encoded with a computer program product.” Care has been undertaken not to introduce new matter.

Applicant notes with appreciation that claims 1-4 and 7-12 were allowed by the Examiner.

Claim Rejections Under 35 U.S.C. § 112

Claims 5-6 and 13-15 were rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement, because the claims contain subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. In response, the limitation indicated as non-enabling by the Examiner, “recording medium which stores thereon a computer program executable by a computer,” has been changed to “computer readable medium encoded with a computer program product.” The claim language “computer readable medium encoded with a computer program product” is supported by page 12, lines 4-10 in the specification. Therefore, withdrawal of the rejection is respectfully requested.

Claim Rejections Under 35 U.S.C. § 101

Claims 5-6 and 13-15 were rejected under 35 U.S.C. § 101 because the claimed invention is directed to non-statutory subject matter, i.e. a computer program without being encoded on a computer readable medium. In response, as addressed above, the subject matter of claims 5-6 and 13-15 has been changed to “computer readable medium encoded with a computer program product” as suggested by the Examiner. Withdrawal of the rejections is respectfully requested.

Conclusion

Upon entry of the above claim amendments, claims 1-15 remain active in this application. Applicant submits that all of the claims are in condition for allowance. Accordingly, this case should now be ready to pass to issue; and Applicant respectfully requests a prompt favorable reconsideration of this matter.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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